

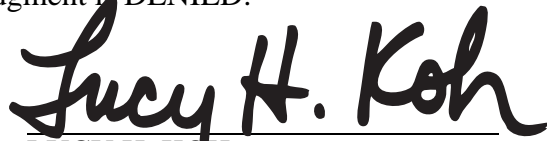
Order Denying Motion for Default
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1 established that it is Petitioner's burden to show that he is in custody in violation of the laws of
2 the United States. *Walker v. Johnston*, 312 U.S. 275, 286-87 (1941). A failure by state officials
3 to comply timely with the deadlines set by the Court does not relieve Petitioner of this burden of
4 proof, nor does it entitle him to entry of a default or a default judgment. *Gordon v. Duran*, 895
5 F.2d 610, 612 (9th Cir. 1990).

6 Petitioner's motion for a default judgment is DENIED.

7 IT IS SO ORDERED.

8 DATED: 9/19/11


LUCY H. KOH
United States District Judge